

# **EXHIBIT 33**

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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ORACLE USA, INC., a Colorado corporation; )  
ORACLE AMERICA, INC., a Delaware )  
corporation; and ORACLE INTERNATIONAL )  
CORPORATION, a California corporation, )  
PLAINTIFF(s), )  
vs. ) No. 2:10-cv-0106  
RIMINI STREET, INC., a Nevada )  
corporation; and SETH RAVIN, an )  
individual, )  
DEFENDANT(s) . )  

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Videotaped Deposition of Rule 30(b)(6)  
Witness CHARLIE TEWELL, taken at 400 West  
Market, 1800 Aegon Center, Louisville,  
Kentucky, commencing at 9:05 a.m., Friday,  
December 9, 2011, before Rose Mary Kithcart,  
RPR, Notary Public.

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<div data-bbox="251 168 300 955"><div>1</div><div>2</div><div>3</div><div>4</div><div>5</div><div>6</div><div>7</div><div>8</div><div>9</div><div>10</div><div>11</div><div>12</div><div>13</div><div>14</div><div>15</div><div>16</div><div>17</div><div>18</div><div>19</div><div>20</div><div>21</div><div>22</div><div>23</div><div>24</div><div>25</div><div>26</div><div>27</div><div>28</div><div>29</div><div>30</div><div>31</div><div>32</div><div>33</div><div>34</div><div>35</div><div>36</div><div>37</div><div>38</div><div>39</div><div>40</div><div>41</div><div>42</div><div>43</div><div>44</div><div>45</div><div>46</div><div>47</div><div>48</div><div>49</div><div>50</div><div>51</div><div>52</div><div>53</div><div>54</div><div>55</div><div>56</div><div>57</div><div>58</div><div>59</div><div>60</div><div>61</div><div>62</div><div>63</div><div>64</div><div>65</div><div>66</div><div>67</div><div>68</div><div>69</div><div>70</div><div>71</div><div>72</div><div>73</div><div>74</div><div>75</div><div>76</div><div>77</div><div>78</div><div>79</div><div>80</div><div>81</div><div>82</div><div>83</div><div>84</div><div>85</div><div>86</div><div>87</div><div>88</div><div>89</div><div>90</div><div>91</div><div>92</div><div>93</div><div>94</div><div>95</div><div>96</div><div>97</div><div>98</div><div>99</div><div>100</div></div> <div data-bbox="316 168 852 955">[REDACTED]</div> <div data-bbox="730 940 852 976">Page 34</div>	<div data-bbox="876 168 925 955"><div>1</div><div>2</div><div>3</div><div>4</div><div>5</div><div>6</div><div>7</div><div>8</div><div>9</div><div>10</div><div>11</div><div>12</div><div>13</div><div>14</div><div>15</div><div>16</div><div>17</div><div>18</div><div>19</div><div>20</div><div>21</div><div>22</div><div>23</div><div>24</div><div>25</div><div>26</div><div>27</div><div>28</div><div>29</div><div>30</div><div>31</div><div>32</div><div>33</div><div>34</div><div>35</div><div>36</div><div>37</div><div>38</div><div>39</div><div>40</div><div>41</div><div>42</div><div>43</div><div>44</div><div>45</div><div>46</div><div>47</div><div>48</div><div>49</div><div>50</div><div>51</div><div>52</div><div>53</div><div>54</div><div>55</div><div>56</div><div>57</div><div>58</div><div>59</div><div>60</div><div>61</div><div>62</div><div>63</div><div>64</div><div>65</div><div>66</div><div>67</div><div>68</div><div>69</div><div>70</div><div>71</div><div>72</div><div>73</div><div>74</div><div>75</div><div>76</div><div>77</div><div>78</div><div>79</div><div>80</div><div>81</div><div>82</div><div>83</div><div>84</div><div>85</div><div>86</div><div>87</div><div>88</div><div>89</div><div>90</div><div>91</div><div>92</div><div>93</div><div>94</div><div>95</div><div>96</div><div>97</div><div>98</div><div>99</div><div>100</div></div> <div data-bbox="950 168 1477 955">[REDACTED]</div> <div data-bbox="1347 940 1477 976">Page 36</div>
<div data-bbox="251 1008 300 1785"><div>1</div><div>2</div><div>3</div><div>4</div><div>5</div><div>6</div><div>7</div><div>8</div><div>9</div><div>10</div><div>11</div><div>12</div><div>13</div><div>14</div><div>15</div><div>16</div><div>17</div><div>18</div><div>19</div><div>20</div><div>21</div><div>22</div><div>23</div><div>24</div><div>25</div><div>26</div><div>27</div><div>28</div><div>29</div><div>30</div><div>31</div><div>32</div><div>33</div><div>34</div><div>35</div><div>36</div><div>37</div><div>38</div><div>39</div><div>40</div><div>41</div><div>42</div><div>43</div><div>44</div><div>45</div><div>46</div><div>47</div><div>48</div><div>49</div><div>50</div><div>51</div><div>52</div><div>53</div><div>54</div><div>55</div><div>56</div><div>57</div><div>58</div><div>59</div><div>60</div><div>61</div><div>62</div><div>63</div><div>64</div><div>65</div><div>66</div><div>67</div><div>68</div><div>69</div><div>70</div><div>71</div><div>72</div><div>73</div><div>74</div><div>75</div><div>76</div><div>77</div><div>78</div><div>79</div><div>80</div><div>81</div><div>82</div><div>83</div><div>84</div><div>85</div><div>86</div><div>87</div><div>88</div><div>89</div><div>90</div><div>91</div><div>92</div><div>93</div><div>94</div><div>95</div><div>96</div><div>97</div><div>98</div><div>99</div><div>100</div></div> <div data-bbox="316 1008 852 1218">[REDACTED]</div> <div data-bbox="251 1218 820 1312"><div>8 [WHEREUPON, document referred to is marked</div><div>9 Exhibit 1346 for identification.]</div><div>10 BY MR. PRADHAN:</div></div> <div data-bbox="316 1312 852 1785">[REDACTED]</div> <div data-bbox="730 1770 852 1808">Page 35</div>	<div data-bbox="876 1008 925 1785"><div>1</div><div>2</div><div>3</div><div>4</div><div>5</div><div>6</div><div>7</div><div>8</div><div>9</div><div>10</div><div>11</div><div>12</div><div>13</div><div>14</div><div>15</div><div>16</div><div>17</div><div>18</div><div>19</div><div>20</div><div>21</div><div>22</div><div>23</div><div>24</div><div>25</div><div>26</div><div>27</div><div>28</div><div>29</div><div>30</div><div>31</div><div>32</div><div>33</div><div>34</div><div>35</div><div>36</div><div>37</div><div>38</div><div>39</div><div>40</div><div>41</div><div>42</div><div>43</div><div>44</div><div>45</div><div>46</div><div>47</div><div>48</div><div>49</div><div>50</div><div>51</div><div>52</div><div>53</div><div>54</div><div>55</div><div>56</div><div>57</div><div>58</div><div>59</div><div>60</div><div>61</div><div>62</div><div>63</div><div>64</div><div>65</div><div>66</div><div>67</div><div>68</div><div>69</div><div>70</div><div>71</div><div>72</div><div>73</div><div>74</div><div>75</div><div>76</div><div>77</div><div>78</div><div>79</div><div>80</div><div>81</div><div>82</div><div>83</div><div>84</div><div>85</div><div>86</div><div>87</div><div>88</div><div>89</div><div>90</div><div>91</div><div>92</div><div>93</div><div>94</div><div>95</div><div>96</div><div>97</div><div>98</div><div>99</div><div>100</div></div> <div data-bbox="950 1008 1477 1785">[REDACTED]</div> <div data-bbox="1347 1770 1477 1808">Page 37</div>

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<p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>	<p>1 That is our responsibility to continue to ensure</p> <p>2 that once we've received an update from them,</p> <p>3 regulatory or tax update, that our custom code still</p> <p>4 continues to work for us.</p> <p>5 <b>Q. I see. And so what was YUM's concern in</b></p> <p>6 <b>terms of the legality of business -- Rimini's</b></p> <p>7 <b>business model and YUM's custom code?</b></p> <p>8 A. No real concerns on legality I would say.</p> <p>9 <b>Q. What was the concern, then, if not</b></p> <p>10 <b>legality?</b></p> <p>11 A. Well, I would say there was no real</p> <p>12 concern. It was just the -- I -- I believe you may</p> <p>13 even have some documents that speak to some</p> <p>14 clarifying things on what they do, what they don't</p> <p>15 do.</p> <p>16 <b>Q. I see. So --</b></p> <p>17 A. Yeah.</p> <p>18 <b>Q. -- YUM! wanted to clarify what Rimini did</b></p> <p>19 <b>with YUM's customizations; is that correct? Am I</b></p> <p>20 <b>getting it right?</b></p> <p>21 A. Well, I'd say that's -- that's true. That is</p> <p>22 true, whether that be explicit in e-mails or from</p> <p>23 our conversation. To understand their offering, we</p> <p>24 certainly wanted to make sure that -- what it was</p> <p>25 that they would do for us. Yeah, so that is true.</p> <p style="text-align: right;">Page 48</p>
<p>10 A. Well, I mean, I'm speaking in</p> <p>11 generalities, but the -- obviously, they would be</p> <p>12 providing us with tax and regulatory updates, and</p> <p>13 they would not be serving as a -- doing anything</p> <p>14 with our custom code and those type things. So</p> <p>15 that was the nature of -- as they clarified what</p> <p>16 they did and did not do.</p> <p>17 <b>Q. Can you clarify what you mean by doing</b></p> <p>18 <b>things with your "custom code"?</b></p> <p>19 A. Yes. So we have -- there's the vanilla</p> <p>20 PeopleSoft instance, and there is code that has</p> <p>21 been added to that instance that allows us to</p> <p>22 perform specific operations that YUM! and only</p> <p>23 YUM! needs. That is custom code.</p> <p>24 And that is what -- Rimini Street's offering</p> <p>25 really doesn't address those, that custom code.</p> <p style="text-align: right;">Page 47</p>	<p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p> <p style="text-align: right;">Page 49</p>

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CERTIFICATE OF REPORTER

STATE OF KENTUCKY AT LARGE:

I, ROSE MARY KITHCART, RPR, Notary  
Public for the State of Kentucky at Large, do  
hereby certify that the foregoing was reported by  
stenographic and mechanical means, which matter  
was held on the date, and at the time and place  
set out in the caption hereof and that the  
foregoing constitutes a true and accurate  
transcript of same.

I further certify that I am not related to any of  
the parties, nor am I an employee of or related to  
any of the attorneys representing the parties, and  
I have no financial interest in the outcome of this  
matter.

GIVEN under my hand and Notarial seal this  
20th day of December, 2011.



My Commission Expires:

AUGUST 27, 2013

Notary ID: 402347